

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS

MICHAEL BERRY, INDIVIDUALLY AND ON  
BEHALF OF ALL OTHERS SIMILARLY  
SITUATED,

Plaintiff,

vs.

KIOR, INC, FRED CANNON, JOHN K. KARNES,

Defendants.

Civil Action No.: 4:13-cv-02443

**MOTION OF DAVE CARLTON TO  
APPOINT LEAD PLAINTIFF AND  
COUNSEL**

**CLASS ACTION**

**MOVANT DAVE CARLTON'S CERTIFICATE OF INTERESTED PARTIES**

Lead Plaintiff Movants Dave Carlton and Sharon Kegerreis believe that the following persons and entities have a financial interest in the outcome of the case:

1. Plaintiff Michael Berry;
2. Lead plaintiff movant, Sharon Kegerreis;
3. Lead plaintiff movant, Dave Carlton;
4. Absent class members as defined in the action;
5. Defendant KIOR, Inc.;
6. Defendant Fred Cannon;
7. Defendant John K. Karnes; and
8. Counsel of record for the parties.

Dated: November 22, 2013

Respectfully submitted,

**GASCOYNE & BULLION, P.C.**

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***Additional counsel for Plaintiffs***

CERTIFICATE OF SERVICE

I hereby certify that on this on the 22<sup>nd</sup> of November, 2013, a true and correct copy of the foregoing document was served by CM/ECF to the parties registered to the Court's CM/ECF system.

/s/ James L. Gascoyne